# ORIGINAL DOCKET FILE COPY ORIGINAL, 24



Attorneys at Law

1350 Connecticut Avenue, N.W.

Suite 900

Washington, D.C. 20036-1701

Tel: (202) 296-2007 Fax: (202) 429-0551 www.rclpc.com

May 31, 2000

AECEIVED

MAY 3 1 2000

TEOCHUL COMMANNICATIONS COMMISSION OFFICE OF THE SECRETARY

Via Hand Delivery

Ms. Magalie Roman Salas Secretary Federal Communications Commission 445 12th Street, SW Washington, DC 20554

Re:

New Testament Christian Ministries

Randolph, New York Petition for Rule Making

Dear Ms. Salas:

New Testament Christian Ministries, Inc., by its attorneys, hereby files an original and four copies of its Petition for Rule Making to allocate Channel 290A to Randolph, New York as that community's first local service.

Please contact the undersigned directly if there are any questions concerning this matter.

Respectfully submitted,

DGO:do Enclosures (5)

f:\doneil\ntcm\corr\0531.ltr

No. of Copies rec'd\_\_( List A B C D E

# Before the Federal Communications Commission Washington, D. C. 20554 RECEIVED

In the Matter of	)	MAY 3 1 2000
Amendment of Section 73.202(b) Table of Allotments FM Broadcast Stations (Randolph, New York)	) ) RM ) )	OFFICE OF THE SECRETARY

To: Mass Media Bureau (Policy & Rules)

#### Petition for Rule Making

New Testament Christian Ministries ("NTCM"), by its attorney, respectfully petitions for rule making so as to allot channel 290A (105.9 MHz) to Randolph, New York as its first local service.

Randolph is an incorporated village located within Cattaraugus county in western New York. Its 1990 estimated population, according to the U. S. Census is 1,298.

Randolph clearly meets the Commission's definition of a community. There are several churches, such as the Randolph United Presbyterian church, Grace Episcopal church, St. Patrick's Roman Catholic church and the First Baptist church within Randolph and a local U. S. Post Office with its own unique zip code, 14772.

There are several businesses in Randolph, some of which identify themselves with the community, such as Randolph Auto Supply, Randolph Hardware and Randolph Upholstery. The local Randolph Lions club is active in community activities. Randolph is also home to American Legion Post 181.

Randolph has its own local public library and a fire department. There are banks, several restaurants and a bowling alley, Twi-Lite Lanes, all located within the village.

Children in Randolph attend the Gail N. Chapman Elementary School, while older students are educated at the Randolph Central School, home of the Randolph Cardinals. In addition, Randolph has its own community newspaper, The Randolph Register, published monthly (see attached).

The above facts demonstrate that residents regard Randolph as a community of its own, with a separate identity. See <u>Keanansville</u>, <u>Florida</u>, 10 FCC Rcd 9831 (1985).

No radio station is currently licensed nor allocated to Randolph, New York.

Grant of this petition will thus provide Randolph with its first local radio station.

According to the Commission's web site, the official reference coordinates for Randolph are: NL 42° 09' 43" WL 78° 58' 31"

As shown from the attached spacing study, no site restriction is required as all domestic stations are fully spaced. The allotment is however, short-spaced by some 44 km to a first adjacent Canadian station, CHRE in St. Catharines, Ontario; therefore, Canadian concurrence is respectfully requested as a specially negotiated limited short-spaced allotment.

A station operating as a Class A facility at the allotment coordinates will provide all of Randolph with city-grade service.

NTCM will apply for the station at Randolph upon the opening of a filing window after the finalization of the allotment proposed herein, and will promptly construct and operate the station should it receive the grant of its application.

In view of the above, the Commission should allot Channel 290A to Randolph, New York as its first local service.

Respectfully submitted,

**NEW TESTAMENT CHRISTIAN MINISTRIES** 

David G. O'Neil
Its Attorney

May 31, 2000

David G. O'Neil, Esq. Rini, Coran & Lancellotta, P. C. 1350 Connecticut Avenue, N. W. Suite 900 Washington, D. C. 20036-1701

Phone: (202) 296-2007



Members of Randolph Fidelity Chapter 239, Order of the Eastern Star had a Cattaraugus County District meeting with district leaders on Wednesday, May 10, at which time a special presentation was made to Catherine Keith in honor of her upcoming 100th birthday. Mrs. Keith, seated in front, will celebrate her 100th birthday this Sunday at an open house at the American Legion.

# The Randolph Register

#### Hinsdale attorney to speak at RCS graduation ceremonies

Attorney Mark S. Williams of Hinsdale will address the graduating seniors of Randolph Central School at ceremonies to be held Friday evening, June 23 at 7:30 in the high school audito-

Mr. Williams is owner of Williams & Associates, Attor-neys at Law of Olean, and the

#### Woman robbed. beware of scam artists

Mrs. Gladys Bailey of Elm Creek Road was the victim of a robbery at her home on Sunday evening, May 21. When three people came to her door about 6:30 in the evening posing as plastic linoleum/carpet salesmen, she allowed them to enter. Although she told them she wasn't interested in purchasing their product, two persons began showing her their samples while the third asked if he could help

managing attorney of the law firm concentrating in civil trial matters. He was a lieutenant in the Judge Advocate General Corp on active duty with the U.S. Navy from 1981 to 1986, and is currently a commander with JAG, in the U.S. Naval and Marine Corps Reserve Readiness Center in Buffalo. With an extensive list of community involvement activities, he serves as chairman on the board of directors for the Cattaraugus Economic Development Zone, Inc., is treasurer of the community advisory board for the Salvation Army in Olean, is trustee at the Hinsdale United Methodist Church, is president of the boards of directors of the Kiwanis Club and the YMCA, both of Olean, and is a Scout-

continued on page 20

As Randolph **Registers** 

by Sandy Simmons

The weather was too hot, too fast, earlier this month; we seem to be back to what used to be "normal" May weather. Phyllis Frink brought in pictures of Henry Smith's house that was hit by a tornado the evening of May 23,

continued on page 20

## Catherine Keith to become centenarian

Randolph Mayor Howard Zollinger, at the May 8 meeting of the village board, declared that Sunday, May 28, be designated Catherine W. Keith Day, in recognition of Mrs. Keith's 100th birthday. She will be presented with the proclamation that congratulates her "on her 100 years of life", and pays tribute to her contributions to this community and to her participation in many local organizations including the Randolph Firemen's Auxiliary, The Randolph American Legion Auxiliary, and Randolph Fidelity Chapter 239, Order of the Eastern Star.

Mrs. Keith was born May 28, 1900, the daughter of John and Mary Wade, and has been a resident of the village o Randolph since 1930. The Randolph Lions Club honored Mrs. Keith as Citizen of th Year in 1980. There will be a open house held on May 28 a the American Legion from 2 t-5 p.m. to celebrate her birthday

In regular business, the boar discussed the Weeden Roa project. The engineer is work ing on the grading, and some of the pipe ordered has come in Fill is being stockpiled from th sewer project. Description ( the property involved will t completed by survey to get the legal paper work completed.

Members also approved pain ing to be done on the library ar. Dow buildings by participants

continued on page 2

#### Memorial Day observances at Randolph Cemetery May 29

Memorial Day will be ob-served locally Monday, May 29, with the main ceremony to be held in the Randolph Cemetery under the direction of the Randolph American Legion Post 181.

A brief ceremony will be held at the East Randolph Cemetery at 9 a.m. A parade will begin at 10 a.m. forming at the Ran-dolph fire hall and proceeding down Main Street to the Randolph Cemetery.

This year's guest speaker will be William Bennett, past 8th district commander. A fouryear veteran of the United States Air Force, enlisting in 1964, he was assigned to the 763rd Radar Squadron in Lockport and Det. 8, 621st Tactical Control Squadron (PACAF) at Phitsanulok, Thailand and Udom RTAFB, Thailand. He attained the rank of sergeant and received the following awards: National Defense Service Medal, Vietnam Service Medal, Air Force Good Conduct Medal, Republic of Vietnam Campaign Medal and Expert Marksman Ribbon.

A 25-year member of the American Legion B. Leo Dolan Post 410 in Lockport, Mr. Bennett serves as finance officer an street captain for the color guar and in the past has been po commander. He has also he offices in the Niagara Coun American Legion, the 8th Di trict, the Department of Ne York, and is currently servir. on the national level as a men ber of the Counter-Subversiv Activities Committee, part the National Americanis Commission. He is employe by Local 237 Internation Brotherhood of Electric Workers, Niagara Falls, ar lives in Lockport.

#### Garbage pick-up delayed one day for Mon. holiday

Residential garbage pick-u in the village of Randolph wi be delayed one day due to the Memorial Day holida Monday, May 29, according to Ron Ormond, superi tendent of public works. Borresidential and commercicollection will be Tuesda May 30.

## Schools hook into sewer line

Many were wondering if it would happen at all, but after months of delays, faulty equip-

Annual Arts & Crafts Festival June 3 and 4

ment and legal battles, the Randolph-East Randolph sewer project has taken the first step toward full operation. On Monday, the sewer line to the Randolph elementary school, which has been tied into the new system for weeks, was opened for use. This morning, the high

pumped and some 7,000 gall of waste trucked away da That amount doubled when high school closed off in pre ration to attach to the vill

system.
Mr. Skinner, project mana for the second phase of \$16.95 million school dis

```
Searching Channel 290A6 (105.9 MHz):
CALL CITY
CALL CITY
Homeoye Falls
NY 236 B U 160.1 15.0 52.8% 145.1
NNVE Honeoye Falls
NY 236 B L 160.1 15.0 52.8% 145.1
NNVE Honeoye Falls
NY 236 B L 160.1 15.0 52.8% 145.1
NNVE Honeoye Falls
NY 236 B L 160.1 15.0 52.8% 145.1
NNVE Honeoye Falls
NY 236 B L 160.1 15.0 52.8% 145.1
NNVE Honeoye Falls
NY 236 B L 160.1 15.0 52.8% 145.1
NNVE Honeoye Falls
NY 236 B L 160.1 15.0 52.8% 145.1
NNVE Honeoye Falls
NY 236 B L 160.1 15.0 52.8% 145.1
NNVE Honeoye Falls
NY 236 B L 160.1 15.0 52.8% 145.1
NNVE Grove City
PA 236 B L 163.1 15.0 228.7% 138.1
NN 236AH Treasure Lake
PA 236 B L 163.1 15.0 228.7% 138.1
NN 237AU Corning
NY 237 D L 156.2 0.0 90.5% 156.2
NN 237AU Corning
NY 237 D L 156.2 0.0 90.5% 156.2
NN 237AU Corning
NY 237 D L 156.8 0.0 90.5% 156.8
ALC
Bellefonte
PA 237 A L 168.8 10.0 146.7% 158.8
ALC
Bellefonte
PA 237 A L 168.8 10.0 146.7% 158.8
CFCARM Kitchener
ON 287 G L 193.6 92.0 315.5% 101.6
NY 287 B U 108.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B U 108.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B U 108.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 108.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 108.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 288 B L 141.1 0.0 304.1% 11.1
N1 287 B L 118.4 69.0 82.3% 39.4
N287AB Buffalo
NY 288 B L 141.1 0.0 304.1% 11.1
NY 288 B L 141.1 0.0 30
                                  Searching Channel 290A6 (105.9 MHz):
```

ALC	Union City	PA	292	A	U	79.7	31.0	245.0%	48.7
ALC	Blairsville	PA	292	A	U	183.6	31.0	186.5½	152.6
WCTL	Union City	PA	292	Α	L	76.6	31.0	256.5½	45.6
WLCY	Blairsville	PA	292	Α	L	183.6	31.0	186.5%	152.6
WQRM	Smethport	PA	292	Α	$\mathbf{L}$	62.5	31.0	128.7%	31.5
ALC	Buffalo	NY	293	В	U	80.9	69.0	5.9½	11.9
WYRK	Buffalo	NY	293	В	L	80.9	69.0	5.9%	11.9
ALC	Reynoldsville	PA	293	Α	U	113.3	31.0	175.9%	82.3
WDSN	Reynoldsville	PA	293	Α	L	113.3	31.0	175.9½	82.3